



16085 U.S. PTO
101703

Practitioner's Docket No. MORO-1 CONT III

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Ricardo J. Moro

For (title): DETECTION AND TREATMENT OF CANCER

17548 U.S. PTO
10/688464
101703

1. Type of Application

This application is for a continuation.

2. Benefit of Prior U.S. Applications (35 U.S.C. §§ 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATIONS CLAIMED.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date October 16, 2003, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EL700961665US.

Date: 10/16/03

Tracey L. Milka

Type or print name of person mailing paper

Tracey L. Milka

Signature of person certifying

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

3. Papers Enclosed

A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

41 Page(s) of Specification

7 Page(s) of Claims

10 Sheet(s) of Drawing(s)--Informal

B. Other Papers Enclosed

2 Page(s) of declaration and power of attorney

1 Page(s) of abstract

4. Additional Papers Enclosed

Preliminary Amendment

5. Declaration or Oath

Enclosed

Executed by:

* inventor.

6. Inventorship Statement

The inventorship for all the claims in this application is the same.

7. Language

English

8. Fee Calculation (37 C.F.R. § 1.16)

Regular Application

CLAIMS AS FILED									
Number Filed			Number Extra			Rate		Basic Fee 37 C.F.R. § 1.16(a) 770.00	
Total Claims (37 C.F.R. § 1.16(c))									
9	–	20	=	0	x \$	18.00	= \$	0.00	

Independent
Claims (37 C.F.R.
§ 1.16(b))

1 - 3 = 0 x \$ 86.00 = \$ 0.00

Multiple Dependent Claim(s),
if any (37 C.F.R. § 1.16(d))

+ \$ 290.00 = \$ 0.00

Filing Fee Calculation

\$770.00

9. Assertion of Small Entity Status

Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.

Status as a small entity was asserted in the prior application 08/308,141 filed on September 19, 1994 from which benefit is being claimed for this application under 35 U.S.C. § 120 and which status as a small entity is still proper and asserted for this application.

A copy of the written assertion of small entity filed in the prior application is included.

Filing Fee Calculation (50% of above Filing Fee Calculation)

\$385.00

10. Fee Payment Being Made at This Time

Enclosed

Filing Fee

\$385.00

Total Fees Enclosed

\$385.00

11. Method of Payment of Fees

Attached is a check in the amount of \$385.00.

A duplicate of this paper is attached.

12. Instructions as to Overpayment

Credit Account No. 19-0737.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATIONS CLAIMED
(37 C.F.R. § 1.78)**

13. Relate Back

Amend the specification by inserting, before the first line following the title, the following sentence:

A. 35 U.S.C. Sections 120, 121 and 365(c)

"This application is a continuation of copending applications

Application number 09/848,141 filed on May 3, 2001."

Application number 08/920,654 filed on August 15, 1997."

Application number 08/308,141 filed on September 19, 1994."

B. Publication of International Application—Provisional Application

The international application corresponding to the instant application was published under PCT Article 21(2) in the English language.

14. Maintenance of Copendency of Prior Application

A. Conditional Petition for Extension of Time in Prior Application

A conditional petition for extension of time is being filed in the pending **prior** application.

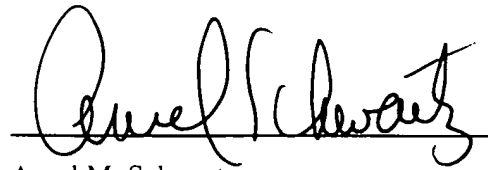
15. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

- (a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor in this application is the same.

16. Small Entity (37 C.F.R. Section 1.28(a))

Applicant has established small entity status by the filing of a statement in parent application 08/308,141 on September 19, 1994.

A copy of the statement previously filed is included.

A handwritten signature in black ink, appearing to read "Ansel M. Schwartz", is written over a horizontal line.

Ansel M. Schwartz
Registration No. 30,587
Attorney at Law
201 N. Craig Street
Suite 304
Pittsburgh, PA 15213
412-621-9222